

Executive

As Passed by the House

As Passed by the Senate

As Enacted

GOVCD1 Ohio Institute of Technology

R.C. 107.71

Establishes the Ohio Institute of Technology within the Office of the Governor and requires the office to do all of the following:

- (1) Formulate and implement a state strategy to identify methods for using technology, research, and development to create positive results for citizens and businesses of this state and to improve the operations of state government;
- (2) Prioritize, coordinate, and focus all state-funded research;
- (3) Identify emerging technologies and advocate for the research and application of technologies that may have a significant positive impact on Ohio's economy or workforce;
- (4) Advocate for and coordinate research sponsored by state institutions of higher education regarding technologies that may have a significant positive impact on Ohio's economy or workforce;
- (5) Identify methods to increase collaboration between state institutions of higher education; private, not-for-profit entities; and other private entities to

R.C. 107.71

Same as the Executive.

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) Same as the Executive.

No provision.

- (1) No provision.
- (2) No provision.
- (3) No provision.
- (4) No provision.
- (5) No provision.

No provision.

- (1) No provision.
- (2) No provision.
- (3) No provision.
- (4) No provision.
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accelerate product or patent incubation and commercialization of new and leading technologies in Ohio;

(6) Manage the continued implementation of the Ohio Innovation Exchange and the Ohio Federal Research Network;

(6) Same as the Executive.

(6) No provision.

(6) No provision.

(7) Advise the Governor on technology and issues relevant to the duties of the office;

(7) Same as the Executive.

(7) No provision.

(7) No provision.

(8) Perform such other duties as may be prescribed by the Governor.

(8) Same as the Executive.

(8) No provision.

(8) No provision.

Requires the office to issue an annual report by December 31 of each year detailing the office's state strategy and the office's progress toward initial and updated goals established under the state strategy.

Same as the Executive.

No provision.

No provision.

Requires the Governor to appoint a Chief Innovation Officer to serve as executive director of the office, and such other staff as may be necessary to manage and perform the duties of the office. Specifies the qualifications necessary to be appointed Chief Innovation Officer.

Same as the Executive.

No provision.

No provision.

Fiscal effect: Funding for the operating costs of the Institute, and its planned three employees, is provided through OBM's budget in GRF line item 042420, Ohio Institute of Technology, with proposed appropriations of \$750,000 each fiscal year.

Fiscal effect: Same as the Executive, but reduces appropriations for item 042420 to \$738,750 each fiscal year.

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GOVCD2 Government Relations**Section: 289.10**

Permits a portion of Fund 5AK0 appropriation item 040607, Government Relations, to be used to support Ohio's membership in national or regional associations.

Permits the Office of the Governor to charge an executive branch agency for costs incurred in conducting governmental relations concerning issues that can be attributed to that agency. Requires these amounts be billed by intrastate transfer voucher and deposited into the Government Relations Fund (Fund 5AK0).

Section: 289.10

Same as the Executive.

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GOVCD3 Funds received for use of Governor's residence**Section: 503.120**

Appropriates to Fund 4H20 appropriation item 100604, Governor's Residence Gift, in the DAS budget, any amounts received for use of the residence pursuant to R.C. 107.40.

Section: 503.120

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DASCD29 Antitrust review

R.C. 125.92

Requires the Director of Administrative Services to review and approve or disapprove actions or proposed actions of regulatory and licensing boards and commissions that have been referred to the Director and that may have antitrust implications. Includes within the scope of this antitrust review actions or proposed actions that directly or indirectly have the effect of: (1) fixing prices, limiting price competition, or increasing prices of goods or services; (2) dividing, allocating, or assigning customers or markets; (3) excluding present or future competitors; or (4) limiting the output or supply of goods or services in Ohio.

Exempts the following actions taken by regulatory or licensing boards from antitrust review, unless such an action is requested by a party granted a stay in a pending antitrust suit: (1) denying a license application if the applicant has violated Ohio law or administrative rules; and (2) taking disciplinary action against a licensed individual or corporation that has violated Ohio law or administrative rules. Specifies that an action is not subject to review if participation in the action is statutorily limited

R.C. 107.56

Same as the Executive, except requires the Common Sense Initiative Office instead of DAS to perform antitrust review duties.

Same as the Executive, but makes two changes: (a) expands the review exemption because of denial of licensure to include failure to comply with in addition to violating Ohio Law or administrative rules and (b) exempts from antitrust review any action by a board or commission in which members of the board or commission who practice the affected occupation or industry are statutorily prohibited from participating (rather than any action by a board or commission that is limited by statute to only

R.C. 107.56

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<p>to only the public members of a board or commission.</p>	<p>the public members of the board or commission as proposed by the Executive).</p>		
<p>Permits the following to refer actions for review: (1) a board or commission that has taken or is proposing to take an action; (2) a person who is affected or could be affected by an action or proposed action; and (3) a person who has been granted a stay by a court.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the House.</p>
<p>Specifies the procedure to be followed when an action is referred for review, including the submission of a brief statement explaining the action and describing its consistency or inconsistency with state or federal antitrust law, as well as a copy of the action or proposed action in question, if it is in writing.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires the Director of DAS to approve an action if the review determines that the action is consistent with a clearly articulated state policy and the state policy is not a pretext for allowing anticompetitive conduct. Requires the Director to disapprove an action upon finding that it is inconsistent with a clearly articulated state policy or that the state policy is a pretext for allowing anticompetitive conduct. Voids any disapproved action. Requires the Director of DAS to prepare a memorandum explaining the reasons for approval or disapproval of an action, send it to all parties involved, and post it on the DAS website.</p>	<p>Same as the Executive, except substitutes CSI for DAS.</p>	<p>Same as the House.</p>	<p>Same as the House.</p>

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<p>Requires a person affected by an action or proposed action to refer the action for review within 30 days after receiving notice of the action. Requires that an ongoing or proposed action that has been referred for review be ceased or prevented from taking effect until the Director prepares and transmits the memorandum described immediately above.</p>	<p>Same as the Executive, except substitutes CSI for DAS.</p>	<p>Same as the House.</p>	<p>Same as the House.</p>
<p>Generally requires any person who has standing to commence and prosecute a state or federal antitrust action against a board or commission to seek a review of an action before pursuing the antitrust claim. Excludes the Attorney General, county prosecutors, or assistant prosecutors from this requirement.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Allows the state, a board or commission, or members thereof to request a stay of a pending antitrust suit if the action that forms the basis of the suit has not been reviewed. Requires the court to grant the stay unless the suit was initiated by the Attorney General, a county prosecutor, or an assistant prosecutor. Requires the stay to be continued until the Director has completed and transmitted the memorandum described above.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>

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Fiscal effect: DAS might need to hire or contract with experts in antitrust matters, most likely attorneys that specialize in antitrust law. As a result, DAS could incur new costs, potentially significant, depending upon the number of actions referred to the Director for review.

Fiscal effect: CSI might need to hire or contract with experts in antitrust matters, most likely attorneys that specialize in antitrust law. As a result, CSI could incur new costs, potentially significant, depending upon the number of actions referred for review.

Fiscal effect: Same as the House.

Fiscal effect: Same as the House.

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BORCD118 Transfer of credits for proprietary schools

	R.C. 3333.166	R.C. 3333.166	R.C. 3333.166
No provision.	Requires the Chancellor to establish criteria, policies, and procedures that enable students to transfer credits earned from a proprietary school to a state institution of higher education without unnecessary duplication or institutional barriers. Requires, where applicable, that the policies and procedures build upon the articulation agreement and transfer initiative course equivalency system.	Same as the House, but requires the Chancellor, in consultation with necessary stakeholders, to "prepare a transferability strategy plan that defines criteria, policies, procedures, and timelines" that enable students to transfer credits earned from a career college or school to a state institution of higher education without unnecessary duplication or institutional barriers.	Same as the Senate.
No provision.	No provision.	Requires the Chancellor to submit an interim strategy plan by July 1, 2018, and a final plan by January 1, 2019, to the Governor, President and Minority Leader of the Senate, and the Speaker and Minority Leader of the House of Representatives.	Same as the Senate.
	Fiscal effect: Potential increase in DHE's administrative costs for establishing the system for the transfer of credits from a proprietary school to a state institution of higher education.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

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BORCD125 University of Akron land conveyance

	Section: 753.20	Section: 753.20	Section: 753.20
No provision.	Authorizes the conveyance of state-owned real estate in Summit County by any sale process and for consideration deemed acceptable to the Board of Trustees of the University of Akron (UAK).	Same as the House.	Same as the House.
No provision.	Requires the net proceeds of the sale be deposited in UAK's endowment account for purposes to be determined by its Board.	Same as the House.	Same as the House.
No provision.	Specifies that the section expires three years after its effective date.	Same as the House.	Same as the House.
	Fiscal effect: Potential increase in revenue for UAK's endowment account.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

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INSCD4 Payer education on mental health and addiction services

	R.C. 3901.90, 5119.89	R.C. 3901.90, 5119.89	R.C. 3901.90, 5119.89
No provision.	Requires the Superintendent of Insurance, in consultation with the Director of Mental Health and Addiction Services, to develop consumer education on mental health and addiction services insurance parity, including establishing a consumer hotline to collect information and help consumers understand their insurance benefits.	Same as the House.	Same as the House.
No provision.	Requires the Department of Insurance and the Department of Mental Health and Addiction Services to jointly report on their efforts under the program, before each January 30, to the General Assembly, the Joint Medicaid Oversight Committee, and the Governor.	Same as the House.	Same as the House.
	Fiscal effect: Increase in administrative costs for the Department of Insurance or the Department of Mental Health and Addiction Services, and potentially for both. The cost of establishing, staffing, and operating a consumer hotline would be about \$100,000 annually. The Department of Insurance's administrative costs are paid from the Department of Insurance Operating Fund (Fund 5540).	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

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SENCD3 **VETOED General Assembly review of cabinet departments**

		R.C. 101.88, 101.881, 101.882, 101.89, 117.46	R.C. 101.88, 101.881, 101.882, 101.89, 117.46
(1) No provision.	(1) No provision.	[**VETOED: (1) Establishes a procedure for the General Assembly to periodically review cabinet departments.**]	(1) Same as the Senate.
(2) No provision.	(2) No provision.	[**VETOED: (2) Requires the following departments to be reviewed during each even numbered General Assembly: (a) Office of Budget and Management; (b) Department of Administrative Services; (c) Department of Agriculture; (d) Department of Health; (e) Department of Public Safety; (f) Department of Developmental Disabilities; (g) Development Services Agency; (h) Department of Rehabilitation and Correction; (i) Department of Aging; (j) Department of Medicaid; (k) Office of the Adjutant General; and (l) Department of Higher Education.**]	(2) Same as the Senate.
(3) No provision.	(3) No provision.	[**VETOED: (3) Requires the following departments to be reviewed during each odd numbered General Assembly: (a) Department of Commerce; (b) Department of Transportation; (c) Department of Natural Resources;	(3) Same as the Senate.

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(4) No provision.	(4) No provision.	(d) Department of Job and Family Services; (e) Department of Mental Health and Addiction Services; (f) Department of Insurance; (g) Department of Youth Services; (h) Environmental Protection Agency; (i) Department of Veterans Services; (j) Office of Health Transformation; (k) Public Utilities Commission; and (l) Department of Taxation.***] [***VETOED: (4) Permits the General Assembly to review a department that is not required to be reviewed.***]	(4) Same as the Senate.
(5) No provision.	(5) No provision.	[***VETOED: (5) Permits the General Assembly to abolish, terminate, or transfer a department by no other means except by enactment of a law, and to provide by law for the orderly, efficient, and expeditious conclusion of a department's business. Requires the rules, orders, licenses, contracts, and other actions made, granted, or performed by the department continue in effect according to their terms, unless the General Assembly provides otherwise by law. Permits the General Assembly to provide by law for the temporary or permanent transfer of some or all of a terminated or transferred department's functions and personnel to a successor department, board, or officer.***]	(5) Same as the Senate.

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(6) No provision.	(6) No provision.	[***VETOED: (6) Specifies that the abolition, termination, or transfer of a department does not cause the termination or dismissal of any claim pending against the department by any person, or any claim pending against any person by the department. Requires generally the Attorney General succeed the department with reference to any pending claim.***]	(6) Same as the Senate.
(7) No provision.	(7) No provision.	[***VETOED: (7) Requires, not later than three months after a General Assembly starts during which a department is scheduled to be reviewed, the President of the Senate and the Speaker of the House of Representatives each direct a standing committee to hold hearings to receive testimony from the department's chief executive officer and from the public.***]	(7) Same as the Senate.
(8) No provision.	(8) No provision.	[***VETOED: (8) Requires the committees to also review, consider, and evaluate the usefulness, performance, and effectiveness of the department.***]	(8) Same as the Senate.
(9) No provision.	(9) No provision.	[***VETOED: (9) Permits the Senate President and the Speaker of the House to defer a department's review until the next General Assembly during which the department is subject to review. Requires a deferred department be reviewed, without the option for deferment, the next time it is subject to review.***]	(9) Same as the Senate.

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(10) No provision.	(10) No provision.	[***VETOED: (10) Requires each department that is scheduled or identified for review to submit to the standing committee a report that contains specified information.***]	(10) Same as the Senate.
(11) No provision.	(11) No provision.	[***VETOED: (11) Places on each department the burden of demonstrating to the standing committee a public need for its continued existence. Requires, in determining whether a department has demonstrated that need, the standing committee to consider specified factors.***]	(11) Same as the Senate.
(12) No provision.	(12) No provision.	[***VETOED: (12) Requires, in the review of a department that issues a license to practice a trade or profession, the standing committee to consider specified factors.***]	(12) Same as the Senate.
(13) No provision.	(13) No provision.	[***VETOED: (13) Requires the Senate President and the Speaker of the House to notify the Chief of the Common Sense Initiative Office when a department is to be reviewed by a standing committee. Requires the Chief or the chief's designee to appear and testify before the committee, with respect to the department, and to testify on certain matters.***]	(13) Same as the Senate.
(14) No provision.	(14) No provision.	[***VETOED: (14) Permits, after completion of a department's evaluation review, the standing committee to publish a report of its findings and recommendations, and to furnish a copy of the report to the Clerk of the House or the Clerk of the Senate, as the case may be. Requires the Clerk furnish a copy to the Senate President, the Speaker	(14) Same as the Senate.

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(15) No provision.

(15) No provision.

of the House, the Governor, and each affected department, and to make it available to the public on the General Assembly's website.***]

[***VETOED: (15) Aligns the Auditor of State's schedule for conducting performance audits to the schedule for review of cabinet departments. Requires the performance audits to be completed before the end of the General Assembly during which they are conducted, and made available to the standing committee directed to review the audited department during the following General Assembly.***]

(15) Same as the Senate.

Fiscal effect: There will be some increase in administrative costs for certain state departments to prepare the required report. Certain standing committees of the General Assembly will incur some administrative burden to prepare and publish a report on their findings and recommendations. There will be little to no additional cost to the Auditor of State to conform to the timing of performance audits.

Fiscal effect: Same as the Senate.